

## United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.uspto.gov

| APPLICATION NO. FILING DATE |                     | G DATE     | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |  |
|-----------------------------|---------------------|------------|----------------------|---------------------|------------------|--|
| 10/708,625                  | 03/1                | 6/2004     | James R. Moore       |                     | 2624             |  |
| James Moore                 | 7590                | 03/29/2007 | •                    | EXAMINER            |                  |  |
| 813 Russleo Drive           |                     |            |                      | ALEXANDER, REGINALD |                  |  |
| Nashville, TN               | Nashville, TN 37209 |            |                      | ART UNIT            | PAPER NUMBER     |  |
|                             | •                   |            |                      | 1761                |                  |  |
| - 1                         |                     |            |                      |                     |                  |  |
|                             |                     |            |                      | MAIL DATE .         | DELIVERY MODE    |  |
|                             |                     |            | •                    | 03/29/2007          | PAPFR            |  |

Please find below and/or attached an Office communication concerning this application or proceeding.

| B 1 / |  | Application No.       | Applicant(s)             |                    |  |  |  |  |  |
|---|--|-----------------------|--------------------------|--------------------|--|--|--|--|--|
| Examiner  Reginald L. Alexander  1761  - The MAILING DATE of this communication appears on the cover sheet with the correspondence address-  This application is abandoned in view of:    A popularit's failure to timely file a proper reply to the Office letter mailed on 11 September 2006.   A peply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on to the final rejection.   A proposed reply was received on but if does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.   A proposed reply was received on but if does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.   A proposed reply was received on but if does not constitute a proper reply under 37 CFR 1.151 (a) to the final rejection.   A proposed reply was received on but if does not constitute a proper reply or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.153 (a) and 1.111. (See explanation in box 7 below).  |  | 10/708,625            | MOORE, JAMES             | S R.               |  |  |  |  |  |
| This application is abandoned in view of:   | Notice of Abandonment  |                       |                          |                    |  |  |  |  |  |
| This application is abandoned in view of:    Applicant's failure to timely file a proper reply to the Office letter mailed on 11 September 2005.  |  | Reginald L. Alexander | 1761                     |                    |  |  |  |  |  |
| 1. ☑ Applicant's failure to timely file a proper reply to the Office letter mailed on 11 September 2006.  (a) ☐ A reply was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply fincluding a total extension of time of months), which six after on (b) ☐ A proposed reply was received on but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  (A proper reply under 37 CFR 1.113 to a final rejection consists only of; (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed holice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c) ☐ A reply was received on but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the nonfinal rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d) ☑ No reply has been received.  2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated highlight of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) ☐ The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated highlight of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) ☐ The issue fee and publication fee, if applicable, has not been received.  3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) ☐ Proposed corrected drawings have been received.  3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of the applicants.  5.  |  |                       |                          |                    |  |  |  |  |  |
| (a) A repty was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for repty (including a total extension of time of month(s)) which expired on (hind in the period for repty (including a total extension of time of month(s)) which expired on (hind in the period of period on (hind in the period on  | This application is abandoned in view of:  |                       |                          |                    |  |  |  |  |  |
| (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c) A reply was received on but it does not constitute a proper reply, or a bone fide attempt at a proper reply, to the nonfinal rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d) No reply has been received.  2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is safe the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) The submitted fee of \$ is insufficient. A balance of \$ is due.         The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$  (c) The issue fee and publication fee, if applicable, has not been received.  3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.187, should b  | (a) A reply was received on (with a Certificate of Mailing or Transmission dated ), which is after the expiration of the period for reply (including a total extension of time of month(s)) which expired on |                       |                          |                    |  |  |  |  |  |
| application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).  (c)   |  |                       |                          |                    |  |  |  |  |  |
| final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).  (d) No reply has been received.  2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ (c) The issue fee and publication fee, if applicable, has not been received.  3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Petitions to review under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.   | application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for   |                       |                          |                    |  |  |  |  |  |
| 2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).  (a) The issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b) The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$ (c) The issue fee required by 37 CFR 1.18 is a policiable, has not been received.  3  |  |                       |                          |                    |  |  |  |  |  |
| from the mailing date of the Notice of Allowance (PTOL-55).  (a)   The Issue fee and publication fee, if applicable, was received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).  (b)   The submitted fee of \$ is insufficient. A balance of \$ is due.  The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$  (c)   The issue fee and publication fee, if applicable, has not been received.  3.   Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a)   Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b)   No corrected drawings have been received.  4.   The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5.   The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6.   The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.   The reason(s) below:   | (d) ⊠ No reply has been received.  |                       |                          |                    |  |  |  |  |  |
|   | from the mailing date of the Notice of Allowance (PTOL-85).  |                       |                          |                    |  |  |  |  |  |
| The issue fee required by 37 CFR 1.18 is \$ The publication fee, if required by 37 CFR 1.18(d), is \$  (c)   The issue fee and publication fee, if applicable, has not been received.  3.   Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a)   Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b)   No corrected drawings have been received.  4.   The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5.   The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filling of a continuing application.  6.   The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.   The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U. Falent and redamsh Office.  | ), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of   |                       |                          |                    |  |  |  |  |  |
| (c) The issue fee and publication fee, if applicable, has not been received.  3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on   | (b) ☐ The submitted fee of \$ is insufficient. A balance of \$ is due.   |                       |                          |                    |  |  |  |  |  |
| 3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any regarditive effects on patent term.  |  |                       |                          |                    |  |  |  |  |  |
| Allowability (PTO-37).  (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  |  |                       |                          |                    |  |  |  |  |  |
| after the expiration of the period for reply.  (b) No corrected drawings have been received.  4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.   |  |                       |                          |                    |  |  |  |  |  |
| 4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.  5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. ☐ The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. ☐ The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.   | (a) Proposed corrected drawings were received on (with a Certificate of Mailing or Transmission dated), which is   |                       |                          |                    |  |  |  |  |  |
| the applicants.  5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.  6. The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.   | (b) ☐ No corrected drawings have been received.  |                       |                          |                    |  |  |  |  |  |
| 1.34(a)) upon the filing of a continuing application.  6.  The decision by the Board of Patent Appeals and Interference rendered on and because the period for seeking court review of the decision has expired and there are no allowed claims.  7.  The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office   |  |                       |                          |                    |  |  |  |  |  |
| of the decision has expired and there are no allowed claims.  7. The reason(s) below:  Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office  | ·—·  |                       |                          |                    |  |  |  |  |  |
| Reginald L. Alexander Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office   |  |                       | cause the period for see | eking court review |  |  |  |  |  |
| Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office   | 7. The reason(s) below:  |                       |                          |                    |  |  |  |  |  |
| Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office   |  |                       |                          | ,                  |  |  |  |  |  |
| Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office   |  | •                     | 7/A                      |                    |  |  |  |  |  |
| Primary Examiner Art Unit: 1761  Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.  U.S. Patent and Trademark Office   | Boginald I. Alayandar  |                       |                          |                    |  |  |  |  |  |
| minimize any negative effects on patent term.  U.S. Patent and Trademark Office   |  |                       | Primary Examine          |                    |  |  |  |  |  |
| U.S. Patent and Trademark Office  |  |                       |                          |                    |  |  |  |  |  |
|   | U.S. Patent and Trademark Office   | of Abandonment        | Part of Pa               | per No. 20070329   |  |  |  |  |  |